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Scott D. Sanford
O'Melveny & Myers LLP
275 Battery Street
San Francisco, CA 94111-3305

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|-------------------------------|---|----------------------|
| In re Application of | : | Petition to EXPUNGE |
| Bonora, et al | : | INFORMATION |
| Application Number 10/087,400 | : | UNDER 37 CFR 1.59(b) |
| Filed: March 1, 2002 | : | |
| For: WAFER ENGINE | : | |

This is a decision on Applicant's Petition under 37 CFR 1.59(b) filed on November 19, 2002 to expunge information from the record.

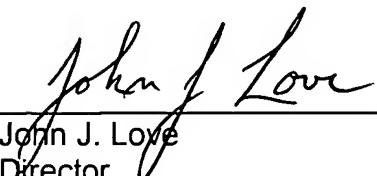
The Petition is **Dismissed**.

The Information Disclosure Statements submitted on June 13, 2002 and November 19, 2002 included patent applications. The documents were identified as required by MPEP 724.02(b) as proprietary material and the documents were found not to be important to the examiner deciding the patentability of the application.


MPEP 724.05 states that a Petition to expunge, whether or not it is filed with the Information Disclosure Statement, must include: (A) a clear identification of the information to be expunged without disclosure of the details thereof; (B) a clear statement that the information to be expunged is trade secret material, proprietary material, and/or subject to a protective order, and that the information has not been otherwise made public; (C) a commitment on the part of the petitioner to retain such information for the period of any patent with regard to which such information is submitted; (D) a statement that the petition to expunge is being submitted by, or on behalf of, the party in interest who originally submitted the information; and (E) the fee as set forth in 37 CFR 1.17(i) for a petition under 37 CFR 1.59.

The Petition filed November 19, 2002 does not include a commitment on the part of the petitioner to retain such information for the period of any patent with regard to which such information is submitted and a statement that the petition to expunge is being submitted by, or on behalf of, the party in interest who originally submitted the information as required by MPEP 724.05(C) and (D). Furthermore, serial number 10/194,702 has since published as 2003/0091409 and therefore is in the public record.

For these reasons, the petition is **Dismissed**.



John J. Love
Director
Patent Technology Center 3600
(571) 272-3600


RR/EDL 4/10/06